

THE HONORABLE BARBARA J. ROTHSTEIN

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

WELLINGTON ATHLETIC CLUB, LLC d/b/a/  
SOUL FITNESS, individually and on behalf of  
all others similarly situated,

Plaintiff,

v.

ALLIED WORLD SURPLUS LINES INSURANCE  
COMPANY,

Defendant.

NO. 2:21-cv-00256 BJR

STIPULATION AND ORDER EXTENDING  
DEADLINES

WHEREAS,

1. Plaintiff filed its Complaint on March 1, 2021, asserting claims for business interruption coverage stemming from government closure orders issued in response to the COVID-19 pandemic.

2. Together with its Complaint, Plaintiff filed a Notice of Related Cases, Dkt. #2, indicating that numerous other similar actions were pending in this District before this Court (the "Related Actions").

3. Defendant was served with the Summons and Complaint via the Washington Office of the Insurance Commissioner on March 4, 2021.

1           4.       By Order dated March 12, 2021, this Court set deadlines for an FRCP 26(f)  
2 Conference, Initial Disclosures, and a Combined Joint Status Report and Discovery Plan.  
3 See Dkt. # 8.

4           5.       Defendant filed its notice of appearance in the action on March 25, 2021.

5           6.       At the parties' request, on March 29, 2021, the Court entered a Stipulation  
6 and Order Extending Deadlines for: 1) Defendant to answer or file a motion; 2) a FRCP  
7 26(f) conference; 3) Initial Disclosures; and 4) a Combined Joint Status Report and  
8 Discovery Plan. See Dkt. #18.

9           7.       On May 28, 2021, this Court issued an Order Granting Motions to Dismiss  
10 in the Related Actions.

11           8.       On June 18, 2021, Defendant Allied World Surplus Lines Insurance filed a  
12 Motion to Dismiss this action.

13           9.       The parties believe that, until such time as this Court rules on Defendant's  
14 pending Motion to Dismiss ("Order on Motion to Dismiss"), which will affect whether  
15 certain procedures will subsequently be necessary, it is in the interest of judicial economy  
16 and efficiency and preserving their clients' resources to adjourn the FRCP 26(f)  
17 conference, Initial Disclosures, and a Combined Joint Status Report and Discovery Plan.  
18

19           **NOW THEREFORE**, in consideration of the above, the Parties hereby stipulate and  
20 ask the Court to enter an order, as follows:

21           The following deadlines are extended to commence running upon the Court's  
22 issuance of its Order on Motion to Dismiss: deadline for FRCP 26(f) Conference 21  
23 (twenty-one) days thereafter; Initial Disclosures 30 (thirty) days thereafter; and Combined  
24 Joint Status Report and Discovery Plan 45 (forty-five) days thereafter.  
25  
26

1 IT IS SO ORDERED.

2  
3 DATED this 28th day of June, 2021.

4 

5  
6 Barbara J. Rothstein  
UNITED STATES DISTRICT JUDGE

7 Presented By:

8 DATED this 28th day of June, 2021.

9  
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12 By: s/ Lynn L. Sarko

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